

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA

PLAINTIFF

**THIRD PARTY SUMMONS
IN A CIVIL ACTION**

V. DEFENDANT AND THIRD PARTY PLAINTIFF

Case Number:

V. THIRD PARTY DEFENDANT

TO: Name and address of Third Party Defendant

YOU ARE HEREBY SUMMONED and required to serve on

PLAINTIFF'S ATTORNEY (name and address)

DEFENDANT AND THIRD-PARTY PLAINTIFF'S
ATTORNEY (name and address)

an answer to the third-party complaint which is served on you with this summons, within _____ days after the service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default may be taken against you for the relief demanded in the third-party complaint. There is also served on you with this summons a copy of the complaint of the plaintiff. You have the option of answering or not answering the plaintiff's complaint, *unless* (1) this is a case within Rule 9(h) Federal Rules of Civil Procedure, *and* (2) the third-party plaintiff is demanding judgment against you in favor of the original plaintiff under the circumstances described in Rule 14(c) Federal Rules of Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of plaintiff as well as to the claim of the third-party plaintiff. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

CLERK

DATE

(By) DEPUTY CLERK

RETURN OF SERVICE		
Service of the Summons and Complaint was made by me ¹	DATE	
NAME OF SERVER (PRINT)	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"> <input type="checkbox"/> Served personally upon the defendant. Place where served: <div style="border-bottom: 1px solid black; height: 1.2em; width: 100%; margin-top: 5px;"></div> </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: <div style="border-bottom: 1px solid black; height: 1.2em; width: 100%; margin-top: 5px;"></div> </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Returned unexecuted: <div style="border-bottom: 1px solid black; height: 1.2em; width: 100%; margin-top: 5px;"></div> <div style="border-bottom: 1px solid black; height: 1.2em; width: 100%; margin-top: 5px;"></div> </div> <div> <input type="checkbox"/> Other (specify): <div style="border-bottom: 1px solid black; height: 1.2em; width: 100%; margin-top: 5px;"></div> <div style="border-bottom: 1px solid black; height: 1.2em; width: 100%; margin-top: 5px;"></div> </div>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="width: 40%;"> <p>Executed on _____</p> <p style="text-align: center; margin-top: 5px;"><i>Date</i></p> </div> <div style="width: 55%;"> <p>_____ <i>Signature of Server</i></p> <p>_____ <i>Address of Server</i></p> </div> </div>		

1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.